

103D CONGRESS
1ST SESSION

S. 1162

To authorize appropriations for the Nuclear Regulatory Commission for fiscal years 1994 and 1995, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 24 (legislative day, JUNE 22), 1993

Mr. BAUCUS (for himself, Mr. LIEBERMAN, and Mr. SIMPSON) (by request) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To authorize appropriations for the Nuclear Regulatory Commission for fiscal years 1994 and 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Nuclear Regulatory
5 Commission Authorization Act for fiscal years 1994 and
6 1995”.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS FOR FISCAL**
2 **YEARS 1994 AND 1995.**

3 (a) SALARIES AND EXPENSES.—There are hereby au-
4 thorized to be appropriated to the Nuclear Regulatory
5 Commission in accordance with the provisions of section
6 261 of the Atomic Energy Act of 1954 (42 U.S.C. 2017)
7 and section 305 of the Energy Reorganization Act of 1974
8 (42 U.S.C. 5875), \$542,900,000 for fiscal year 1994 to
9 remain available until expended, of which \$22,000,000
10 shall be authorized from the Nuclear Waste Fund; and,
11 \$546,800,000 for fiscal year 1995 to remain available
12 until expended, of which \$22,000,000 shall be authorized
13 from the Nuclear Waste Fund.

14 (b) OFFICE OF THE INSPECTOR GENERAL.—There
15 are hereby authorized to be appropriated to the Nuclear
16 Regulatory Commission's Office of the Inspector General
17 in accordance with the provisions of section 108 of the
18 Inspector General Act Amendments of 1988 (31 U.S.C.
19 1105(a)(25)) \$4,800,000 for fiscal year 1994 to remain
20 available until expended, and \$5,000,000 for fiscal year
21 1995 to remain available until expended.

22 **SEC. 3. ALLOCATION OF AMOUNTS AUTHORIZED.**

23 (A) IN GENERAL.—The sums authorized to be appro-
24 priated under section (2)(a) for fiscal years 1994 and
25 1995 shall be allocated as follows:

1 (1) not more than \$163,807,000 for fiscal year
2 1994 and not more than \$168,005,000 for fiscal
3 year 1995 may be used for “Reactor Safety and
4 Safeguards Regulation”;

5 (2) not more than \$99,969,000 for fiscal year
6 1994 and not more than \$98,339,000 for fiscal year
7 1995 may be used for “Reactor Safety Research”;

8 (3) not more than \$31,000,000 for fiscal year
9 1994 and not more than \$31,369,000 for fiscal year
10 1995 may be used for “Reactor Special and Inde-
11 pendent Reviews, Investigations and Enforcement”;
12 and

13 (4) not more than \$61,880,000 for fiscal year
14 1994 and not more than \$63,025,000 for fiscal year
15 1995 may be used for “Nuclear Material and Low-
16 Level Waste Safety and Safeguards Regulation”;

17 (5) not more than \$22,000,000 for fiscal year
18 1994 and not more than \$22,000,000 for fiscal year
19 1995 (from the Nuclear Waste Fund) may be used
20 for “High-Level Nuclear Waste Regulation”;

21 (6) not more than \$164,244,000 for fiscal year
22 1994 and not more than \$164,062,000 for fiscal
23 year 1995 may be used for “Nuclear Safety Manage-
24 ment and Support”.

1 (b) LIMITATIONS.—The Nuclear Regulatory Commis-
2 sion may use not more than 1 per centum of the amounts
3 allocated under section (2)(a) to exercise its authority
4 under section 31 a. of the Atomic Energy Act of 1954
5 (42 U.S.C. 2051(a)) to enter into grants and cooperative
6 agreements with organizations such as universities, State
7 and local governments, and not-for-profit institutions.
8 Grants made by the Commission shall be made in accord-
9 ance with chapter 63 of title 31 United States Code and
10 other applicable law.

11 (c) REALLOCATION.—Except as specified below, any
12 amounts allocated for a fiscal year to the Nuclear Regu-
13 latory Commission pursuant to any paragraph of section
14 (2)(a) for purposes of the program referred to in such
15 paragraph, may be reallocated by the Commission for use
16 in a program referred to in any other paragraph of such
17 section, or for use in any other activity within a program,
18 except that the amount available from appropriations for
19 such fiscal year for use in any program or specified activ-
20 ity may not, as a result of reallocations made under this
21 section, be increased or reduced by more than \$500,000
22 unless the Committee on Energy and Commerce and the
23 Committee on Natural Resources of the House of Rep-
24 resentatives and the Committee on Environment and Pub-
25 lic Works of the Senate are notified in advance by the

1 Commission. Such notification will contain a full and com-
2 plete statement of the reallocation to be made and the
3 facts and circumstances relied upon in support of such
4 reallocation. Funds authorized to be appropriated from
5 the Nuclear Waste Fund may be used only for the Com-
6 mission's high-level nuclear waste activities and may not
7 be reprogrammed for other Commission activities.

8 **SEC. 4. RETENTION OF FUNDS.**

9 Money received by the Nuclear Regulatory Commis-
10 sion for the cooperative nuclear safety research program,
11 services rendered to foreign governments and international
12 organizations, and the material and information access au-
13 thorization programs (including criminal history checks
14 under section 149 of the Atomic Energy Act of 1954 (42
15 U.S.C. 2169)) may be retained and used, subject to appro-
16 priations, for salaries and expenses associated with those
17 activities, notwithstanding the provisions of section 3302
18 of title 31, United States Code, and shall remain available
19 until expended.

20 **SEC. 5. TRANSFER OF CERTAIN FUNDS.**

21 From amounts appropriated to the Nuclear Regu-
22 latory Commission pursuant to section (2)(a) of this Act,
23 except for appropriations from the Nuclear Waste Fund,
24 the Commission may transfer sums to its Office of the
25 Inspector General: *Provided*, That the total transfer dur-

1 ing any fiscal year may not exceed 5 percent of the amount
2 authorized under section (2)(b) of this Act for that fiscal
3 year.

4 **SEC. 6. LIMITATION.**

5 Notwithstanding any other provisions of this Act, no
6 authority to make payments under this Act shall be effec-
7 tive except to such extent or in such amounts as are pro-
8 vided in advance in appropriations Acts.

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